

**Xidis, Claire**


---

**From:** Ehrich, Delmar R. [DEhrich@faegre.com]  
**Sent:** Tuesday, February 03, 2009 4:48 PM  
**To:** Xidis, Claire  
**Cc:** lbullock@bullock-blakemore.com; driggs@riggsabney.com; rgarren@riggsabney.com; dpape@riggsabney.com; Jorgensen, Jay T.; George, Robert; Scott McDaniel; Robert Sanders; John Elrod; James Graves; Theresa Noble Hill; Rockwood, Linda L.; Collins, Melissa C.; Moll, Ingrid; Baker, Fred; Mark\_Quayle@cargill.com; Jones, Bruce; Jaromin, Michelle  
**Subject:** RE: Stratus Damages Reports/Missing Considered Materials

Thank you, Claire.

---

**From:** Xidis, Claire [mailto:cxidis@motleyrice.com]  
**Sent:** Tuesday, February 03, 2009 15:36  
**To:** Ehrich, Delmar R.  
**Cc:** lbullock@bullock-blakemore.com; driggs@riggsabney.com; rgarren@riggsabney.com; dpape@riggsabney.com; Jorgensen, Jay T.; George, Robert; Scott McDaniel; Robert Sanders; John Elrod; James Graves; Theresa Noble Hill; Rockwood, Linda L.; Collins, Melissa C.; Moll, Ingrid; Baker, Fred; Mark\_Quayle@cargill.com; Jones, Bruce; Jaromin, Michelle  
**Subject:** RE: Stratus Damages Reports/Missing Considered Materials

Delmar -

Attached hereto is a new copy of the document you requested below in your 4th bullet point. Please let me know if you have any trouble opening this document.

**Claire Xidis** | Attorney at Law | Motley Rice LLC  
 28 Bridgeside Blvd. | Mt. Pleasant, SC 29464 | cxidis@motleyrice.com  
 o. 843.216.9251 | c. 843.834.4747 | f. 843.216.9450

---

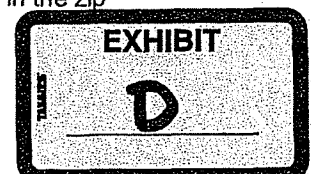
**From:** Xidis, Claire  
**Sent:** Thursday, January 29, 2009 1:44 PM  
**To:** Ehrich, Delmar R.  
**Cc:** lbullock@bullock-blakemore.com; driggs@riggsabney.com; rgarren@riggsabney.com; dpape@riggsabney.com; Jorgensen, Jay T.; George, Robert; Scott McDaniel; Robert Sanders; John Elrod; James Graves; Theresa Noble Hill; Rockwood, Linda L.; Collins, Melissa C.; Moll, Ingrid; Baker, Fred; Mark\_Quayle@cargill.com; Jones, Bruce; Jaromin, Michelle  
**Subject:** RE: Stratus Damages Reports/Missing Considered Materials

Delmar - Below is a response to each of your Jan. 27, 2008 requests.

Bullet point 1 - Your request for a "listing of all sample housing units" is simply a repeated request for the same information requested in your email dated Jan. 21, 2009 regarding information identifying the survey participants, and the same response applies here. I met and conferred with Robert George regarding this yesterday, and unfortunately we were not able to reach an agreement on this issue. He has informed me that you all intend to file a motion about this.

Bullet point 2 - "[T]he dataset used for the statistical analyses presented in the report" was produced to Defendants on Jan. 5, 2009. It was produced on a disc that was hand delivered to Leslie Southerland that day, rather than on the hard drive that was shipped to her and also delivered that day. It is on the disc in the zip

2/23/2009



file "Additional Materials for Stratus Shared Database" and the file name within that zip file is "Wdata12192008.dta"

Bullet point 3 - The "do files" were produced to Defendants on Jan. 5, 2009. These are also located on the disc in the same zip file "Additional Materials for Stratus Shared Database" described above. There are three "do files" in this zip file, each of which ends with ".do" - specifically, they are named:

Chapter6Tables.do.do  
DataChecking.do.do  
Final\_logit\_and\_more.do.do

Bullet point 4 - We cannot get our copy of this document to open, and Stratus is unable to open their copy as well. This is not a document created by Stratus but a document they pulled off the web when doing research, and they are trying to locate another copy of it and when they do I will send it to you.

Bullet point 5 - Fully accessible, duplicative versions of password protected files were simultaneously produced to defendants on January 5, in addition to these password protected copies.

Nevertheless, if you want to check this for yourself, the passwords which will unlock the password-protected copies of the files are as follows:

OKWaterTextResponse9.zip	OKWS#9ms
OKWaterPilot2Deliverable1.zip	OKWS\$P2
OKWaterMSDeliverable1.zip	OKWS#1ms
OKWaterMSDeliverable10.zip	OKWS#10ms
OKWaterDeliverablePF.zip	OKWS#pf
OKWaterDeliverable.zip	OKWS#Fms
OKWaterFinal2Deliverable.zip	OKWS#Fms
OKWaterMSDeliverable2.zip	OKWS#2ms
OKWaterMSDeliverable3.zip	OKWS#3ms
OKWaterMSDeliverable4.zip	OKWS#4ms
OKWaterMSDeliverable5.zip	OKWS#5ms
OKWaterMSDeliverable6.zip	OKWS#6ms
OKWaterMSDeliverable7.zip	OKWS#7ms
OKWaterMSDeliverable8.zip	OKWS#8ms
OKWaterMSDeliverable9.zip	OKWS#9ms
OKWaterPilot1Deliverable1.zip	OK#9713
OKWaterPilot1Deliverable2.zip	OK#9713
OKWaterPilot1Deliverable3.zip	OK#9713
Pilot1Deliverable3Mod1.zip	OK#9713
OKWaterPilot2Deliverable2.zip	OKWS\$P2

Please let me know if you have any additional questions.

---

**From:** Ehrich, Delmar R. [mailto:DEhrich@faegre.com]

**Sent:** Tue 1/27/2009 5:23 PM

**To:** Xidis, Claire

**Cc:** lbullock@bullock-blakemore.com; driggs@riggsabney.com; rgarren@riggsabney.com; dpage@riggsabney.com; Jorgensen, Jay T.; George, Robert; Scott McDaniel; Robert Sanders; John Elrod; James Graves; Theresa Noble Hill; Rockwood, Linda L.; Collins, Melissa C.; Moll, Ingrid; Baker, Fred; Mark\_Quayle@cargill.com; Jones, Bruce

**Subject:** RE: Stratus Damages Reports/Missing Considered Materials

2/23/2009

Dear Ms. Xidis,

I write on behalf of the defendants in this action to demand that the plaintiff immediately produce the following materials in addition to those that I identified in my January 21 email:

- listing of all sample housing units;
- dataset used for the statistical analyses presented in the report (i.e., the analysis dataset);
- the "do file" that corresponds to every table and every model in the report;
- an uncorrupted version of the file stratus0027722\_finaloutdoorrecreationreportec.pdf; and
- passwords for the password protected Westat files.

This information should have been provided along with the Stratus report on January 5. The plaintiff's failure to provide this information immediately will further prejudice the defendants in preparing rebuttal damage experts within the deadlines provided in the current case management order. As Defendants continue to evaluate the provided materials, we may have further production demands.

As to your January 23 mail refusing to produce information related to the identity of survey respondents, Robert George has articulated the position of the defendants as to why that refusal is unwarranted.

I would appreciate hearing from you at your earliest opportunity.

Del Ehrich

Confidential & Privileged

Unless otherwise indicated or obvious from its nature, the information contained in this communication is attorney-client privileged and confidential information/work product. This communication is intended for the use of the individual or entity named above. If the reader of this communication is not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error or are not sure whether it is privileged, please immediately notify us by return e-mail and destroy any copies—electronic, paper or otherwise—which you may have of this communication.

2/23/2009

OUTDOORINDUSTRYFOUNDATION.ORG FALL 2006

# The Active Outdoor Recreation Economy

A \$730 BILLION ANNUAL CONTRIBUTION TO THE U.S. ECONOMY





## ACKNOWLEDGMENTS 2

### Acknowledgments

The economic analysis was conducted by Southwick Associates, Inc. The consumer survey was developed and executed by Harris Interactive®.

**Outdoor Industry Foundation® (OIF) would like to thank the following organizations who lent their expertise and support in developing this project:**

Outdoor Industry Association (OIA)  
Adventure Travel Trade Association (ATTA)  
America Outdoors  
American Sportfishing Association (ASA)  
Bikes Belong  
International Mountain Bicycling Association (IMBA)  
National Ski Areas Association (NSAA)  
Recreation Vehicle Industry Association (RVIA)  
Snowsports Industries America (SIA)  
Sporting Goods Manufacturers Association (SGMA)  
Travel Industry of America (TIA)

**OIF is extremely grateful to the following consultants who offered valuable technical guidance:**

Dr. John Bergstrom, Ph.D. (University of Georgia)  
Dr. John Loomis, Ph.D. (Colorado State University)  
Dr. Douglas L. MacLachlan, Ph.D. (University of Washington)  
Dr. Roger Moore, Ph.D. (North Carolina State)

**The following corporations provided support to our research team with their very capable research staff:**

Coleman  
Jansport  
Johnson Outdoors  
Kampgrounds of America, Inc. (KOA)  
Recreational Equipment, Inc. (REI)  
Timberland

**Portions of the study are based on the following published reports:**

American Sportfishing Association – "Sportfishing in America: Values of Our Traditional Pastime," 2002  
International Association of Fish and Wildlife Agencies – "The Economic Importance of Hunting in America," 2002  
U.S. Fish and Wildlife Service – "2001 National and State Economic Impacts of Wildlife Viewing," Published 2003

**This report was made possible through the financial support of REI, OIA, and Outdoor Retailer.**



**OUTDOOR INDUSTRY FOUNDATION® IS A 501(c)3 NON-PROFIT DEDICATED TO ENCOURAGING PARTICIPATION IN ACTIVE OUTDOOR RECREATION AND HEALTHIER LIFESTYLES.**

## What Is the Active Outdoor Recreation Economy?

### IT'S A \$730 BILLION ANNUAL CONTRIBUTION TO THE U.S. ECONOMY

More than three out of every four Americans participate in active outdoor recreation each year. Americans spend money, create jobs, and support local communities when they get outdoors. Simple, healthy outdoor activities such as hiking, biking, camping, or wildlife viewing generate enormous economic power and fuel a far-reaching ripple effect that touches many of the nation's major economic sectors.

#### THE RECREATION ECONOMY:

- **Contributes \$730 billion annually to the U.S. economy**
- **Supports nearly 6.5 million jobs across the U.S.**
- **Generates \$88 billion in annual state and national tax revenue**
- **Provides sustainable growth in rural communities**
- **Generates \$289 billion annually in retail sales and services across the U.S.**
- **Touches over 8 percent of America's personal consumption expenditures—more than 1 in every 12 dollars circulating in the economy**

Many people don't realize that having fun and staying healthy in the outdoors is essential to the continued growth of our economy. In order to thrive, however, this burgeoning, often overlooked industry needs to be recognized, stimulated, and supported. In this report, we explain how we determined the impact of the Active Outdoor Recreation Economy, how it interacts with the national economy, and how it affects all Americans. A technical report, published online at [www.outdoorindustryfoundation.org](http://www.outdoorindustryfoundation.org), provides more detailed numbers and information on our methodology and findings.

#### WHAT DOES ACTIVE OUTDOOR RECREATION INCLUDE?



##### BICYCLING

- Paved-road bicycling
- Off-road bicycling



##### CAMPING

- RV camping at a campsite
- Tent camping at a campsite
- Rustic lodging



##### FISHING

- Recreational fly
- Recreational non-fly



##### HUNTING

- Shotgun
- Rifle
- Bow



##### PADDLING

- Kayaking (recreational, sea, whitewater)
- Rafting
- Canoeing



##### SNOW SPORTS

- Downhill skiing, including telemark
- Snowboarding
- Cross-country or Nordic skiing
- Snowshoeing



##### TRAIL

- Trail running on an unpaved trail
- Day hiking on an unpaved trail
- Backpacking
- Rock climbing (natural rock or ice)



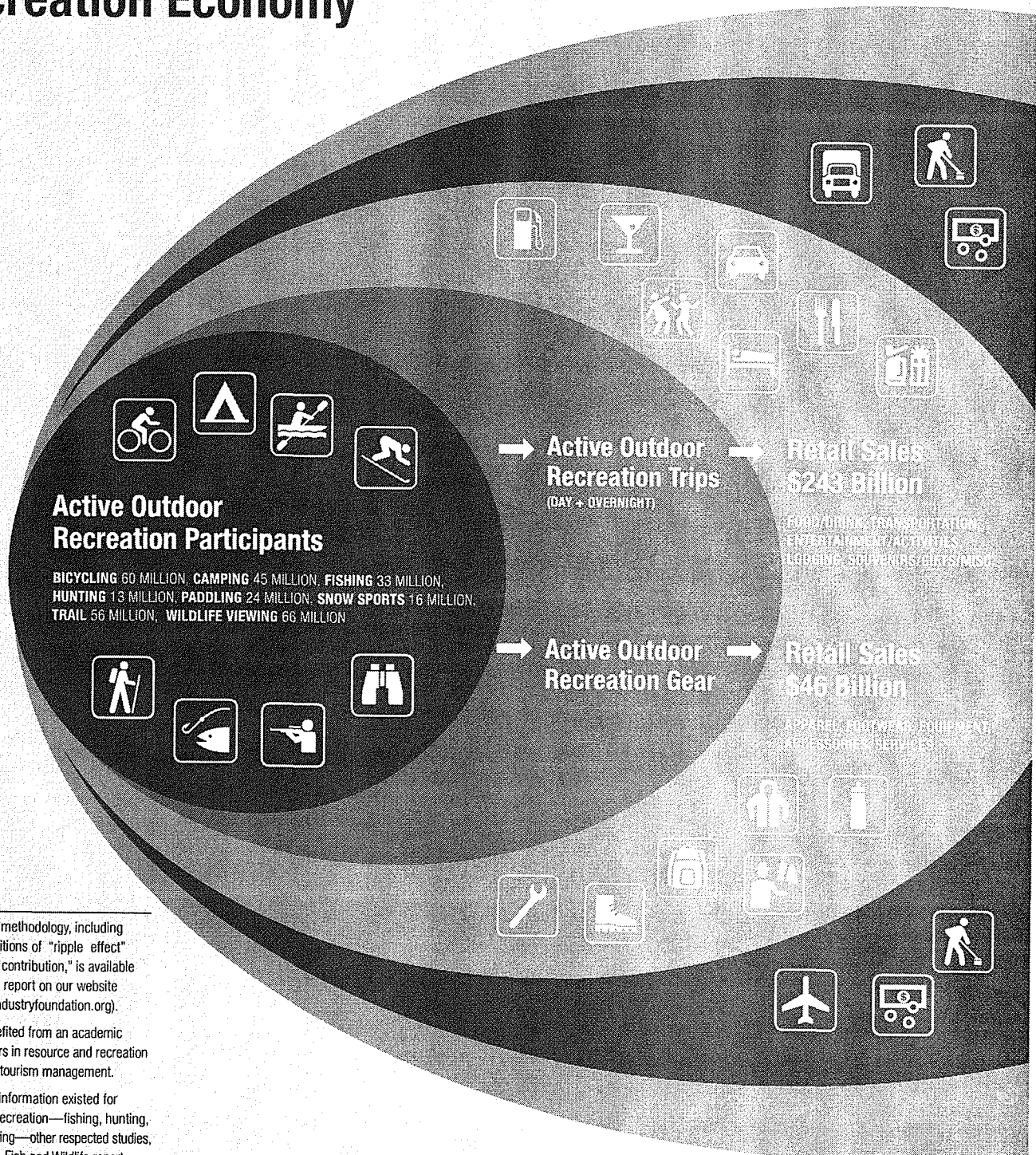
##### WILDLIFE VIEWING

- Bird watching
- Other wildlife watching

**Note:** The Active Outdoor Recreation Economy Report does not take into account non-market benefits, the increased value of land associated with recreation opportunities or economic benefits from environmental consequences of reserving land for recreation opportunities.



# Meet the \$730 Billion Active Outdoor Recreation Economy



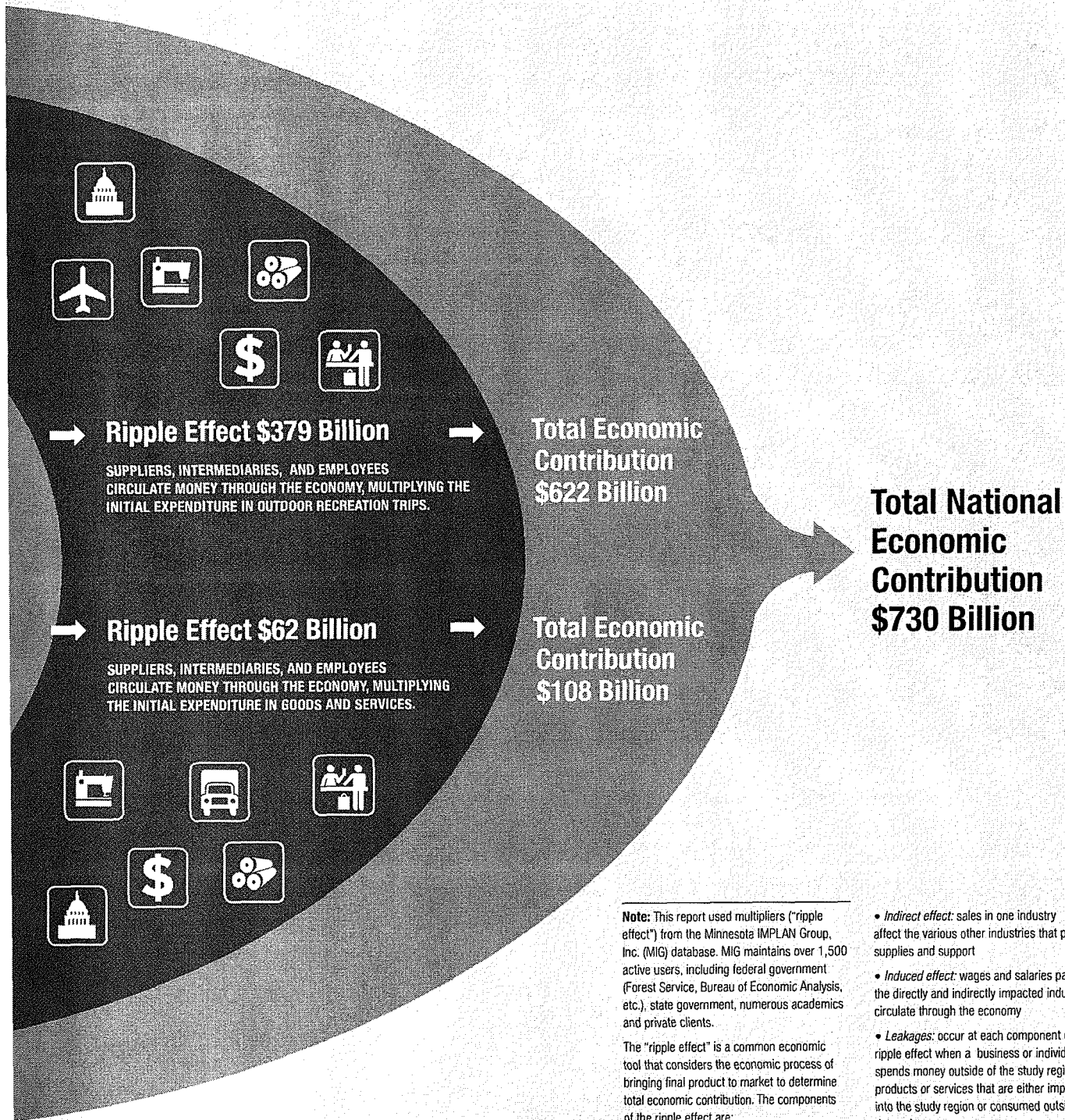
**Note:** Detailed methodology, including additional definitions of "ripple effect" and "economic contribution," is available in the technical report on our website ([www.outdoorindustryfoundation.org](http://www.outdoorindustryfoundation.org)).

This report benefited from an academic review by leaders in resource and recreation economics and tourism management.

Because great information existed for wildlife-based recreation—fishing, hunting, and wildlife viewing—other respected studies, such as the U.S. Fish and Wildlife report, were used to gauge these contributions.



## THE ECONOMY 5



**Note:** This report used multipliers ("ripple effect") from the Minnesota IMPLAN Group, Inc. (MIG) database. MIG maintains over 1,500 active users, including federal government (Forest Service, Bureau of Economic Analysis, etc.), state government, numerous academics and private clients.

The "ripple effect" is a common economic tool that considers the economic process of bringing final product to market to determine total economic contribution. The components of the ripple effect are:

- **Direct effect:** the initial purchase made by the consumer

- **Indirect effect:** sales in one industry affect the various other industries that provide supplies and support

- **Induced effect:** wages and salaries paid by the directly and indirectly impacted industries circulate through the economy

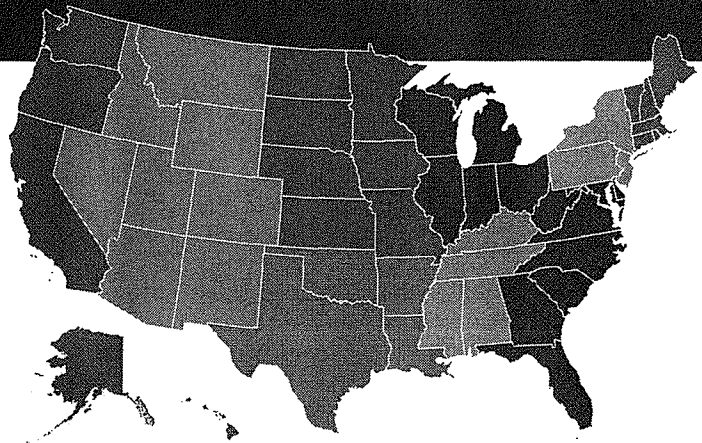
- **Leakages:** occur at each component of the ripple effect when a business or individual spends money outside of the study region for products or services that are either imported into the study region or consumed outside of the region.



# Economic Contribution of Active Outdoor Recreation by Census Division

## NATIONAL TOTALS

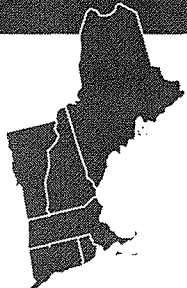
**Total Contribution:** \$730,979 million  
**Jobs Generated:** 6,435,270  
**Gear Retail Sales:** \$46,185 million  
**Trip-related Sales:** \$243,244 million  
**Taxes (federal, state):** \$87,867 million



## DIVISION 1: NEW ENGLAND TOTALS

CT, ME, MA, NH, RI, VT

**Total Contribution:** \$22,941 million  
**Jobs Generated:** 271,196  
**Gear Retail Sales:** \$2,211 million  
**Trip-related Sales:** \$17,696 million  
**Taxes (federal, state):** \$3,369 million



## DIVISION 2: MIDDLE ATLANTIC TOTALS

NY, NJ, PA

**Total Contribution:** \$38,300 million  
**Jobs Generated:** 357,258  
**Gear Retail Sales:** \$5,198 million  
**Trip-related Sales:** \$22,951 million  
**Taxes (federal, state):** \$4,499 million



## DIVISION 3: EAST NORTH CENTRAL TOTALS

IN, IL, MI, OH, WI

**Total Contribution:** \$61,953 million  
**Jobs Generated:** 691,507  
**Gear Retail Sales:** \$7,007 million  
**Trip-related Sales:** \$34,665 million  
**Taxes (federal, state):** \$7,151 million



## DIVISION 4: WEST NORTH CENTRAL TOTALS

IA, KS, MN, MO, NE, ND, SD

**Total Contribution:** \$23,836 million  
**Jobs Generated:** 272,654  
**Gear Retail Sales:** \$3,405 million  
**Trip-related Sales:** \$12,771 million  
**Taxes (federal, state):** \$2,609 million

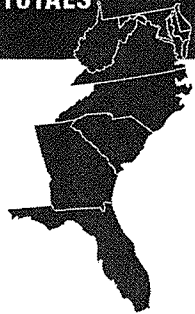


## BY REGION 7

**DIVISION 5: SOUTH ATLANTIC TOTALS**

DE, DC, FL, GA, MD, NC, SC, VA, WV

Total Contribution: \$67,595 million  
 Jobs Generated: 794,841  
 Gear Retail Sales: \$8,243 million  
 Trip-related Sales: \$43,143 million  
 Taxes (federal, state): \$8,294 million

**DIVISION 6: EAST SOUTH CENTRAL TOTALS**

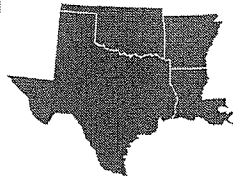
AL, KY, MS, TN

Total Contribution: \$18,790 million  
 Jobs Generated: 215,126  
 Gear Retail Sales: \$2,636 million  
 Trip-related Sales: \$10,875 million  
 Taxes (federal, state): \$2,545 million

**DIVISION 7: WEST SOUTH CENTRAL TOTALS**

AR, LA, OK, TX

Total Contribution: \$38,465 million  
 Jobs Generated: 379,933  
 Gear Retail Sales: \$4,787 million  
 Trip-related Sales: \$19,077 million  
 Taxes (federal, state): \$3,782 million

**DIVISION 8: MOUNTAIN TOTALS**

AZ, CO, ID, NM, MT, UT, NV, WY

Total Contribution: \$61,496 million  
 Jobs Generated: 617,186  
 Gear Retail Sales: \$4,790 million  
 Trip-related Sales: \$34,940 million  
 Taxes (federal, state): \$8,906 million

**DIVISION 9: PACIFIC TOTALS**

AK, CA, HI, OR, WA

Total Contribution: \$81,696 million  
 Jobs Generated: 762,247  
 Gear Retail Sales: \$5,036 million  
 Trip-related Sales: \$46,081 million  
 Taxes (federal, state): \$9,369 million

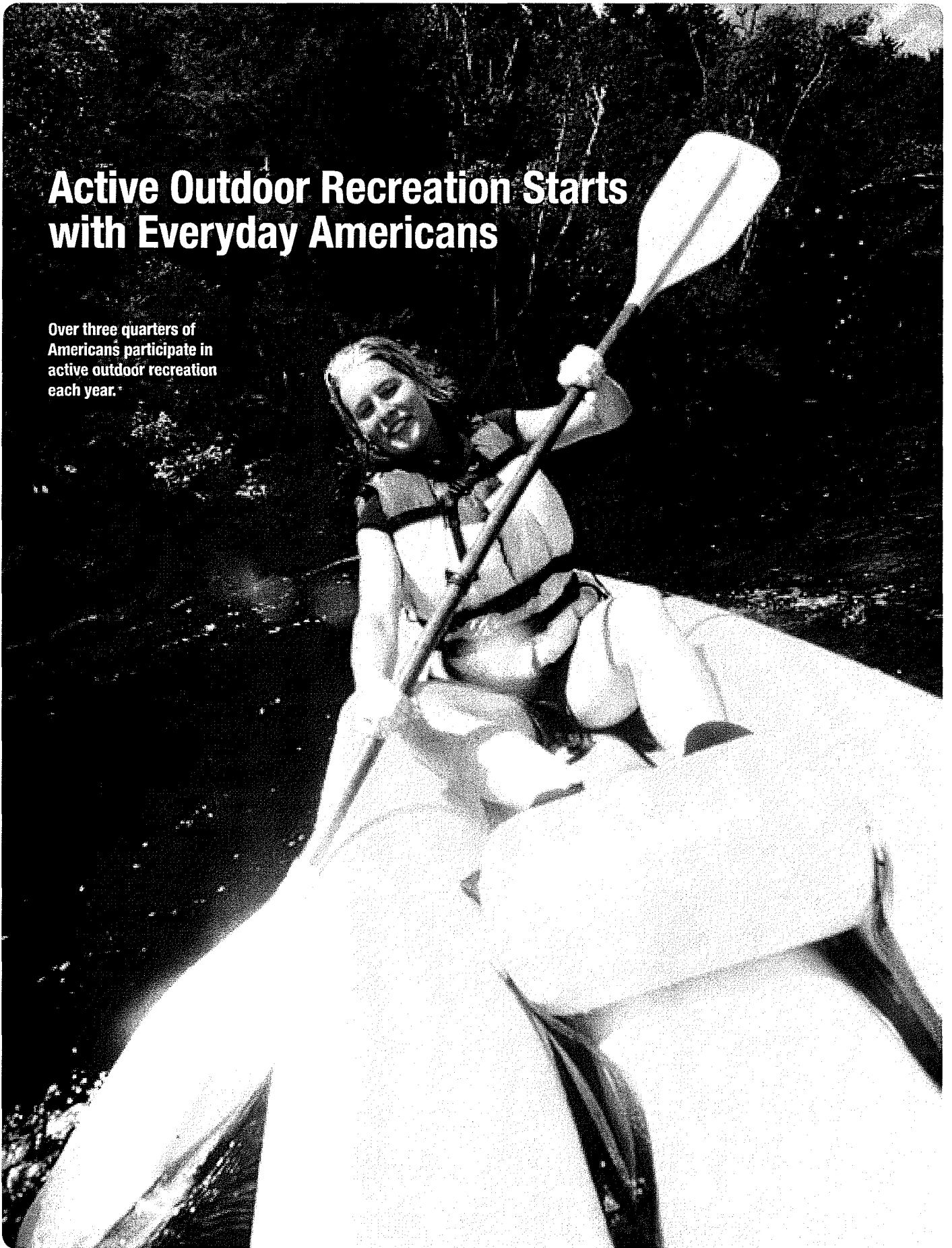
**ACTIVE OUTDOOR RECREATION TOTALS BY CENSUS DIVISION AND ACTIVITY CATEGORY**

To review a comprehensive breakdown of totals by census division and activity category, please see page 19 of this report or visit [www.outdoorindustryfoundation.org](http://www.outdoorindustryfoundation.org).



# Active Outdoor Recreation Starts with Everyday Americans

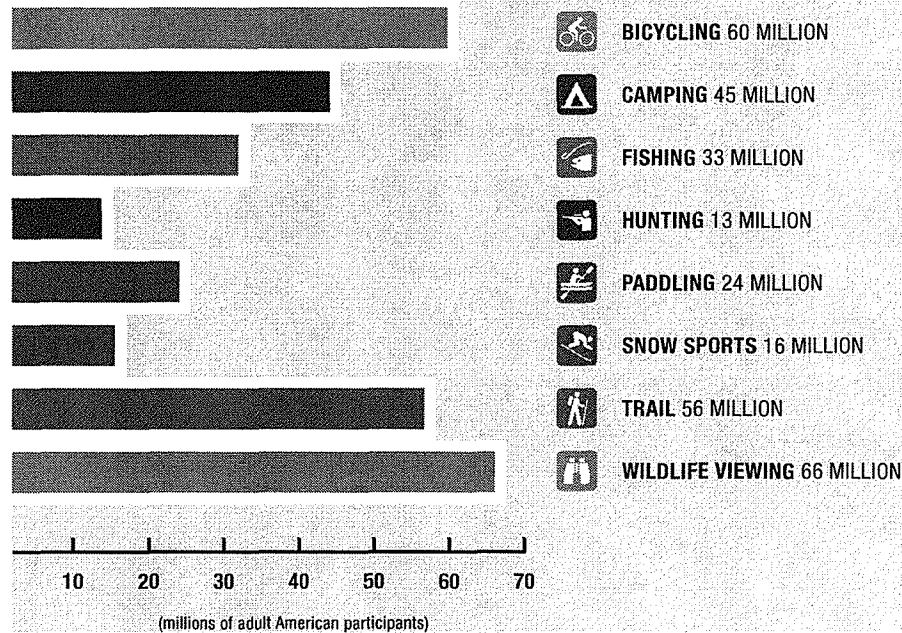
Over three quarters of  
Americans participate in  
active outdoor recreation  
each year.\*



## Who Drives the Recreation Economy?

The Active Outdoor Recreation Economy begins with millions of Americans who come from all walks of life and geographical regions across the country. More than three out of every four Americans engage in healthy outdoor activities, ranging from bird watching to ice climbing, hiking to bass fishing. When Americans get out and participate in these activities, they aren't just having fun and staying fit, they're also pumping billions of dollars into the economy.

### ACTIVE OUTDOOR RECREATION PARTICIPANTS BY THE NUMBERS



### FAST FACTS

- ★ More Americans camp than play basketball.<sup>1</sup>
- ★ The number of Americans who participate in bicycling is double the population of Canada.
- ★ More Americans paddle (kayak, canoe, raft) than play soccer.<sup>2</sup>
- ★ The number of Americans who recreate in the snow each year is greater than the combined populations of Ireland, Costa Rica, New Zealand, and Mongolia.
- ★ The number of New Englanders who participate in trail-based recreation annually is greater than the combined attendance for all 81 Boston Red Sox home games.<sup>3</sup>
- ★ The number of annual participants in snow-based recreation is more than double the combined annual attendance for NASCAR's two premier series.<sup>4</sup>

<sup>1</sup> Sporting Goods Manufacturing Association (SGMA) estimates 32 million Americans 6+ played basketball in 2005.

<sup>2</sup> SGMA estimates 17 million Americans 6+ played soccer in 2005.

<sup>3</sup> <http://www.justmarketing.com/index.asp?pid=series>, 2005

<sup>4</sup> NASCAR's premier series—the 2005 Busch Grand National Series and NEXTEL Cup Series; <http://www.justmarketing.com/index.asp?pid=series>



## Active Outdoor Recreation Supports 6.5 Million Jobs

One in 20 Americans depend  
upon the Active Outdoor  
Recreation Economy to make  
a living.

